

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF Oregon

**Form 1. Notice of Appeal from a Judgment or Order of a
 United States District Court**

U.S. District Court case number: 6:22-cv-00113-MK

Notice is hereby given that the appellant(s) listed below hereby appeal(s) to the United States Court of Appeals for the Ninth Circuit.

Date case was first filed in U.S. District Court: 01/21/2022

Date of judgment or order you are appealing: 05/02/2023

Docket entry number of judgment or order you are appealing: 39 (and 32)

Fee paid for appeal? (*Appeal fees are paid at the U.S. District Court*)

Yes No IFP was granted by U.S. District Court

List all Appellants (*List each party filing the appeal. Do not use "et al." or other abbreviations.*)

State Farm Mutual Automobile Insurance Company

Is this a cross-appeal? Yes No

If yes, what is the first appeal case number?

Was there a previous appeal in this case? Yes No

If yes, what is the prior appeal case number?

Your mailing address (if pro se):

City: State: Zip Code:

Prisoner Inmate or A Number (if applicable):

Signature s/ Ralph C. Spooner

Date May 24, 2023

Complete and file with the attached representation statement in the U.S. District Court

Feedback or questions about this form? Email us at forms@ca9.uscourts.gov

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT
Form 6. Representation Statement

Instructions for this form: <http://www.ca9.uscourts.gov/forms/form06instructions.pdf>

Appellant(s) (List **each** party filing the appeal, do not use "et al." or other abbreviations.)

Name(s) of party/parties:

State Farm Mutual Automobile Insurance Company

Name(s) of counsel (if any):

Ralph C. Spooner

David E. Smith

Address: 530 Center Street NE, Ste 712, Salem, Oregon 97301

Telephone number(s): 503-378-7777

Email(s): rsponner@smapc.com; dsmith@smapc.com

Is counsel registered for Electronic Filing in the 9th Circuit? Yes No

Appellee(s) (List only the names of parties and counsel who will oppose you on appeal. List separately represented parties separately.)

Name(s) of party/parties:

Melody J. Spear

Name(s) of counsel (if any):

Travis Eiva

Jeffrey Thayer

Address: 1165 Pearl Street, Eugene, Oregon 97401

Telephone number(s): 541-636-7480

Email(s): travis@eivalaw.com; jthayer@gattilaw.com

To list additional parties and/or counsel, use next page.

Feedback or questions about this form? Email us at forms@ca9.uscourts.gov

Continued list of parties and counsel: (*attach additional pages as necessary*)

Appellants

Name(s) of party/parties:

n/a

Name(s) of counsel (if any):

n/a

Address:

Telephone number(s):

Email(s):

Is counsel registered for Electronic Filing in the 9th Circuit? Yes No

Appellees

Name(s) of party/parties:

n/a

Name(s) of counsel (if any):

n/a

Address:

Telephone number(s):

Email(s):

Name(s) of party/parties:

n/a

Name(s) of counsel (if any):

n/a

Address:

Telephone number(s):

Email(s):

Feedback or questions about this form? Email us at forms@ca9.uscourts.gov

CERTIFICATE OF SERVICE

I hereby certify that, on the date set forth below, I served a copy of the foregoing

NOTICE OF APPEAL and REPRESENTATION STATEMENT on:

Jeffrey Paul Thayer, OSB No. 983592
The Gatti Law Firm
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Salem, OR 97302
Fax: (503)-371-2482
E-mail address: jthayer@gattilaw.com
Attorney for *Plaintiff*

Travis Eiva, OSB No. 052440
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1165 Pearl Street
Eugene, OR 97401
Fax: 458-205-8658
E-mail address: travis@eivalaw.com
Of Attorneys for *Plaintiff*

- by emailing a copy to said attorney at the above email address with consent of counsel;
- by mailing a copy in a sealed, first-class, postage prepaid envelope, addressed to said attorneys at the above address and deposited in the U.S. Mail;
- by serving correct copies thereof, certified by me as such, to attorneys via the United States District Court for the District of Oregon's CM/ECF filing system.

DATED this 24th day of May, 2023.

s/ Ralph C. Spooner
RALPH C. SPOONER, OSB# 732880
Attorney for Defendant
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